

94. (New) The device of claim 88, wherein the energy transmitting device comprises a portion which extends radially away from the insertion device.

**REMARKS**

Please cancel original claims 1-74. New claims 75-94 have been added.

Based on the foregoing amendments, Applicants respectfully requests examination of the application. If the Examiner has any questions or comments regarding this preliminary amendment, please contact the undersigned representative.

Respectfully submitted,  
BINGHAM McCUTCHEN LLP

Dated: October 12, 2004

By: 

Scott S. Kokka  
Registration No. 51,893

BINGHAM McCUTCHEN LLP  
Three Embarcadero Center, Suite 1800  
San Francisco, CA 94111-4067  
Telephone: (650) 849-4906  
Telefax: (650) 849-4800